

HOUSE BILL 1367

By Kernell

AN ACT to amend Tennessee Code Annotated, Title 56, Chapter 7, Part 1, relative to medical malpractice insurance.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 56-7-115, is amended by adding a new subsection thereto, as follows:

(c) Each insurer offering medical malpractice insurance in Tennessee shall also offer insurance to the patients of the health care providers who contract with such insurer. Such insurance offered pursuant to this subsection shall be for the risks attendant to the specific procedure such health care provider is conducting on the patient. A medical insurance policy covering the risks of the specific procedure shall be offered to the patient prior to obtaining informed consent from the patient for the procedure. If a patient declines to purchase the medical insurance policy, the health care provider shall obtain a written statement evidencing such patient's declination.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.